

**STATE OF ILLINOIS**  
**ILLINOIS COMMERCE COMMISSION**

Illinois Central Railroad Company, the Township of  
Artesia, and the State of Illinois, Department of  
Transportation.

Stipulated Agreement regarding improving public safety  
at the TR 40/1000N and TR 587/950N highway-rail  
grade crossings of the Illinois Central Railroad  
Company's track located near Buckley, in Artesia  
Township, Iroquois County, Illinois, designated as  
crossings AAR/DOT 289 003W, milepost 90.40-M and  
AAR/DOT 289 004D, milepost 90.90-M, respectively.

T05-0018

**SUPPLEMENTAL ORDER**

By the Commission:

On April 6, 2005, the Illinois Commerce Commission ("Commission") entered its original Order in the above captioned matter. The Illinois Central Railroad Company ("Company" or "IC") was required and directed to, among other things, install automatic flashing light signals and gates at the TR 40/1000N and TR 587/950N highway-rail grade crossings of the Company's track located near Buckley, in Artesia Township, Iroquois County, Illinois, designated as crossings AAR/DOT #289 003W, railroad milepost 90.40-M and AAR/DOT #289 004D, railroad milepost 90.90-M, respectively. . The original Order contained a division of cost among the parties and all work was to be completed on or before April 6, 2006.

On April 6, 2006, the Company filed its Supplemental Petition requesting that the Commission enter a Supplemental Order granting an extension of time, to and including June 6, 2006, to complete the work required of it. The Company claims that due to the number of projects it is currently doing, the IC cannot complete the work in this docket by the due date.

The Commission, having given due consideration to the petition, finds that:

- (1) the Commission has jurisdiction over the parties and the subject matter of this proceeding;
- (2) the recitals of fact, as set forth in the prefatory portion of this Supplemental Order, are supported by the Supplemental Petition and are hereby adopted as findings of fact;
- (3) the Company's request for an extension of time, to and including June 6, 2006, is fair and reasonable and should be granted;

- (4) All other terms and conditions of the original Order, dated January 20, 2005, are hereby affirmed and shall remain in full force and effect except as herein modified.

IT IS THEREFORE ORDERED by the Illinois Commerce Commission that the Illinois Central Railroad Company is hereby granted an extension of time, to and including June 6, 2006, within which to complete the safety improvements set forth in the original Order dated April 6, 2005.

IT IS FURTHER ORDERED that all other terms and conditions of the original Order, dated January 20, 2005, is hereby affirmed and shall remain in full force and effect except as herein modified.

IT IS FURTHER ORDERED that, subject to Section 18c-2201 and 18c-2206 of the Law, this is a final decision subject to the Administrative Review Law.

By Order of the Commission this 3rd day of May, 2006.

  
Chairman

JUDGE
SECTION CHIEF <i>m65</i>
<i>DJS</i> ORDERS SUPERVISOR